SOCIETY MEETINGS. MASONIC-Pentalpha Lodge, No. 564, F. and A. M. Masons. Special meeting in Masonic Temple this Thursday evening at 7:30 o'clock for work in the second degree. Vis-iters welcome. GEORGE A. GAY, W. M. WILLIAM H. SMYTHE, Secretary.

FUNERAL NOTICES. WRIGHT-The funeral services of Willis W. Wright will be held at the family residence, No. 382 Clifford avenue, at 2 clock this afternoon (Thursday.) Friends

WANTED-MALE HELP. WANTED-A 1 oil salesmen at once. In-close stamp. THE CONSUMERS' OIL COMPANY, Cleveland, O.

WANTED-An intelligent gentleman as salesman for a Chicago house; must not be afraid of hard work. Previous experi-ence not essential. Reference. Apply in person, H. C. LOGAN, Room 337 Lemcke

WANTED-The Building and Loan Associa-tion of Tipton, Ia., wants five good men of experience to sell stock in Iowa. The right kind of men can get a valuable act. Its agency terms exceptionally

beral. Write at once. WANTED-An idea. Who can think of some simple thing to patent? Protect your ideas; bring you wealth. Write JOHN WEDDERBURN & CO., patent attorneys, Washington, D. C., for their \$1,800 prize offer and list of inventions wanted.

WANTED-An experienced mill foreman, car shops. Must know all about keeping up machinery and laying out car work. State experience and reference. Good wages to right man. Address Lock Box. 12, South-side Station, Kansas City, Kan.

WANTED-An experienced foreman for blacksmith and machine shop combined for car works. Must be a thorough mechanic. State experience and reference. Good wages to right man. Address Lock Box 12, South-side Station, Kansas City,

WANTED-AGENTS.

WANTED-Agents for the new book "Pearl Bryan," or the Fort Thomas Tragedy. Great seller. Sample copy and terms 25 cents. BARCLAY & CO., 210 East Fourth

WANTED-MISCELLANEOUS. WANTED-Pigeons wanted. One thousand common pigeons. Will pay \$1.20 per doz. AL SMITH, 265 South Illinois.

FINANCIAL. LOANS-Money on mortgages. SAYLES, 75 East Market street. LOANS-Sums of \$506 and over. City property and farms.

MONEY-To loan on Indiana farms. Low-est rates, with partial payments. Address C. N. WILLIAMS & CO., Crawfordsville,

MONEY TO LOAN-On farms at the lowest market rate; privileges for payment before due. We also buy municipal bonds. THOS. C. DAY & CO., 72 East Market street, In-

ANNOUNCEMENTS. ANNOUNCEMENT-How to become lawful cians. Course by mail. ILL HEALTH INIVERSITY, Chicago. FOR SALE-Any one can be pleased in a delivery wagon, stock so complete. STUR-

TEVANT'S, 68 South Pennsylvania. ANNOUNCEMENT—Wall papers—I can supply you with any grade and newest designs in wall decorations and also best of workmen at lowest prices. H. C. STEVENS, 496 North Senate avenue.

FOR SALE. FOR SALE-Sample bicycle; cheap. STUR-TEVANT'S, 68 South Pennsylvania. FOR SALE— Well-established drug store; county seat, northern Indiana; invoice about \$2,500; terms cash. Address Lockbox 15,

FOR RENT. FOR RENT-The new six-story and basement iron, stone and plate glass, swell front building, handsomest, best lighted and located in the State-30x195 feet. Seven floors. Two electric elevators, 7 and 9 East Washington street. C. F. SAYLES.

FOR SALE—Horses and Vehicles: Select your road wagon, buggy or surrey, and be ready for first pleasant weather. STURTE-VANT'S, 68 South Pennsylvania.

MISCELLANEOUS. FOR SALE-Remember cash or easy payments on everything you use with a horse. STURTEVANT'S, 68 South Pennsylvania.

BUSINESS CHANCE. BUSINESS CHANCE-Partner wanted at once. Small capital. 36 North Delaware

MUSICAL. MUSICAL-Italian method of singing; voices tested free. MISS SHEDD, When block.

PROCEEDINGS FOR SALE OF REAL

STATE.

State of Indiana, Marion county, ss. In the Jeseph B. Kealing, executor of the last will and testament of Sarah C. Reams, vs. William V. Wheeler and Margaret F. Clark. Notice is hereby given that by virtue of an order of the Marion Circuit Court of Marion County, Indiana, the undersigned, executor of the jast will and testament of Sarah C. Ream, will offer for sale at private sale, for out iess than the appraised value, at the office of Kealing & Hugg, 95 East Wash-ington street, Indianapolis, at 10 o'clock a. m., on Wednesday, the 8th day of April, 1896, and from day to day until sold, the following described real estate in the city of Incianapoli in Marion county, Indiana: Beginning at the southwest correr of lot four (4) and running thence north on the west line of said lot eighty (80) feet, thence east, parallel with the south line of said lot, thir -seven and one-half (37%) feet; thence south, parallel with the west line of eighty (80) feet to the south the of said lot, and thence west or the south line of said lot, thirty-seven and onehalf (37%) feet, to the place of beginning, being eighty (80) feet off the south end of thirty-seven and one-half (3712) feet off the west side of said lot four (4) heretofore conveyed to Louis Aldag by John S. Duncan, commissioner, by deed recorded in Town Lot Record of Deeds, No. 37, at page 178, of the records in the office of the recorder of Marion

Terms of sale will not be less than onethird cash, balance in two equal installments, payable in nine (9) and eighteen (18) months, evidenced by rotes secured by mortgage on above real estate, subject to all liens. JOSEPH B. KEALING. Executor of the last will and testament Sarah C. Reams.

county, Indiana.

Pittsburg, Cincinnati, Chicago & St.

Louis Rallway Company. PITTSBURG, Pa., March 12, 1896 The annual meeting of the stockholders f the Pittsburg, Cincinnati, Chicago & St. Louis Railway Company will be held at the principal office of said company, Penn avenue and Tenth street, Pittsburg, Pa., on TUESDAY, APRIL 14, 1896, at 11 o'clock a. m., for the purpose of re-ceiving the annual report for 1805, the elecion of three directors to succeed a like numper, whose term of service expires on that and the transaction of such other ess as may properly come before the

The transfer books will be closed on Tuesday, March II, and reopened on Wednesday, April 15, 1896. S. B. LIGGETT, Secretary.

NOTICE.

The board of control of the Central In Hospital for the Insane will receive proposals up to Friday, March 27, at 10 a. m., for furnishing a full line of supplies for the month of April. Requisition book will be on file at Room 45 Statehouse from and after Monday, March 23,1896. By order of Board of Control.

State of Indiana, Set .: In the Appellate Court. Budolph O. Shaefer vs. Dora Nelson No. 1971. Appeal from Wabash Circuit

Whereas, it appears by affidavit filed that Dora Nelson is a nonresident of the State of Indiana, and is a necessary party to said

Now, therefore, the said nonresident appellee above named is hereby notified that on the 10th day of December, 1895, the said appellant, Rudolph C. Shaefer, filed in the clerk's office of the Appellate Court of Indiana, a transcript of the record and proceedings in a certain suit appealed from the Circult Court of Wabash county, Indiana, in which said Dora Nelson was plaintiff, and said Rudolph O. Shaefer was defendant; and said above named nenresident appellee is hereby notified to appear at the Appellate Court room, in Indianapolis, Indiana, before said Appellate Court, on the 16th day of May, 1896, and defend said appeal, else the same will be proceeded upon in her ab

Witness my hand and the seal of sal art, this 25th day of March, 1896. ALEXANDER HESS, Clerk Appellate Cour Kenner & Lesh, Attorneys for Appellant.

NO POOLING BILL YET

LITTLE HOPE THAT CONGRESS WILL ACT UPON IT THIS SESSION.

The Pennsylvania Reaching Toward the Northwest-Would Like to Please Commercial Travelers.

A railroad attorney who has watched with a good deal of interest the movements in Congress regarding the railway pooling bill says it is now likely to suffer the same fate that other general legislation will in the present Congress. The chances for the passage of the bill by the House looked bright at the opening of the session. The quitted. Railway World has a lengthy article on the bill and its provisions, and says: "The opportunity for secret rebates in their favor, which give them a great advantage over their small competitors. This advantage would disappear under a system of division of business or a fixed division of earnings, for the motive for paying rebates would disappear. The theory of members of the Interstate-commerce Commission is that railways, being quasi public corporations and holding public franchises, have not the right to grant larger concessions to great shippers than to small ones, beyond the reasonable limits of the difference in cost of handling. It is their policy to establish this uniform equality of rights for all shippers, and they believe that commercial conditions, public opinion, and the power of law will prevent any undue advance in rates. The pooling bill, in their opinion, will contribute towards the equality of conditions which is the right of every citizen

from corporations holding valuable fran-chises by grant of the public powers."

A Triple Alliance Formed. It has been stated that the Pennsylvania Company intended to make Cleveland a much more important terminal of its system and largely increase the business of the Pittsburg & Cleveland division. The conjunction with the Cuddy-Mullin Coal Company, has perfected an arrangement for the interchange of traffic, both passenger and freight, with the Great Northern Steamship Company and the Great Northern railroad. Freight is to be handled over the Cleveland & Pittsburg and Fort Wayne & Chicago roads. A Pitesburg paper states that the new dock which the Pennsylvania Company is to build in the Cleveland harbor will be used and a line of carriages will be established to carry passengers from the Cleveland & Pittsburg trains to the vessels. The Great Northern will take from the Cuddy-Mullin docks 250,000 tons of coal per year, all of which will come from the Pittsburg district. Vessels belonging to the Great Northern that have hitherto made Buffalo their port will after next tonth begin to start out from Cleveland. The Pennsylvania Railroad Company owns one line of lake steamers, known as the Anchor line, which will carry freight to and from Erie, but the new line will ngt conflict with the Erie trade, which is mostly diverted for the benefit of the Philadelnia & Erie railroad. A freight house is to be built by the Pennsylvania Company on the new Cleveland dock, which will be used for the business originating through the new line of steamships.

The Wabash "Flyer."

A dispatch from Fort Wayne says: "The change of schedule on the Wabash, which went into effect last Sunday, is already proving a success and is very popular with traveling men and other patrons of that line. The time is very fast, but so far there has been no trouble to make it. The east-bound fast mall No. 46, due to pass here at 11:45 a. m., in making all the stops has a hard run. No. 47, the west-bound fast mail, makes but few stops, and is said to be the fastest scheduled train crossing Indiana to-day. Both of these fast mail trains carry pas-sengers. The west-bound schedule is exactly fifty miles per hour between Toledo and Danville, Ill., and its average time between Toledo and St. Louis is forty-three miles per hour, making it faster than the Pennlimited or the Knickerbocker. Since the train was put on last Sunday it has been on time to the minute, although between Toledo and Danville it makes nine regular station stops, besides ten other stops at railway crossings, making nineteen in all. The ductors who have charge of this flyer are Peter Fording, Tom Riley and James James Federly, with engines 414 and 423."

Not Liberal to the G. A. R. The transmissouri roads have not been as iberal with the G. A. R. as the roads in the Western Passenger Association. They have decided upon a rate of one fare for the round trip for the annual encampment in St. Paul,

instead of a rate of 1 cent a mile, as authorized by the roads of the Western Pas-Some time ago the Chicago-St. Paul lines requested their St. Louis connections to distinue a second-class rate of \$13.50 from St Louis and East St. Louis to St. Paul via Chicago. The rate offered a scalp on the local tariff between Chicago and St. Paul, lines objected to it. The St. Louis roads took out the rate when requested, but it was continued for basing purposes and to intermediate points. The Chicago-St. Paul lines have now requested the St. Louis roads to take the rate out of the market entirely.

Personal, Local and General Notes. D. W. Bigoney has been appointed auditor privations endured by the wives of the of disbursements of the Eric, vice N. S. Ru ter, resigned.

C. E. Schaff, general manager of the Big Four lines, was in the city yesterday, and happy, and none cared to exchange this went to Chicago last night. The Cleveland, Canton & Southern has given notice that it will become a member of the Central Freight Association. On Monday next the Big Four will restore Train 4, between Indianapolis and Cincinnati, leaving Indianapolis at 7:15 a, m. On May 1 General Superintendent Kline, of the Georgia Central, will become general manager of the Interoceanic road of Mexico.

The Irving-Terry company left last even-ing via the Lake Erie & Western and the Wabash for Detroit, traveling by special The fast freight of the Panhandle on Sat-urday last made the run from Columbus to Pittsburg at an average speed of twenty-six

Official notice is given of the appointmen of John B. Cochran as general agent of the Eric lines at Cleveland, vice W. B. Wether-

ell, transferred. George B. Hazelhurst, general superinten-dent of motive power of the Baltimore & Ohio, has resigned, and other resignations, it is stated, will follow.

The governing committee of the New York Stock Exchange yesterday listed \$1,500,000 of general mortgage 5 per cent. gold bonds of 1935 of the Toledo & Ohio Central railroad. Relatives of T. O. Barbour, treasurer of the Chesapeake & Ohio, who reside in this city, state that recent telegrams give no encouragement that he will recover from his

& Nashville, whereby eleven miles between Louisville and Frankfort are cut off, is comoleted, and trains will begin to run over it It is probable that in the near future the tickets of the Indiana, Decatur & Western will be sold at the uptown joint office of the Cincinnati, Hamilton & Dayton and the

The eight-mile extension of the Louisville

Monon lines. W. W. Peabody, jr., takes the newly-cre-Baltimore & Ohio lines on April 1. He has eretofore been assistant to General Mana-

ger Peabody.

There is considerable uneasiness among the passenger conductors on the Nickel-plate. A number of freight conductors are learning the duties of the passenger service, with a view of promotion in the near future. An order has been issued by the Wabash management cautioning its employes against selling their time checks, reciting that it is

against the policy of the company, which pays promptly for the services of the pre-The local freight earnings of the Monon at Indianapolis for the month of January, this year exceeded those of January, 1895, by \$1,342. Those of February were \$1,382 ahead, and indications are that in March the increase in local earnings will be in the neigh-

borhood of \$2,000. D. E. McMillian, who on April I becomes general freight agent of the Columbus, San-dusky & Hocking Valley, has for the last eight years been chief clerk of the general freight agent of the Chicago & Grand Trunk, and has represented the road at the Central raffic Association meetings.

A special meeting of the Central Traffic passenger committee was held in Chicago yesterday for the purpose of considering the rules and regulations governing the forma-tion of the organization. The committee was

in session all day, and it was late when all the routine work had been finished. To-day the committee will have a joint meeting with roads of the trunk line committee, with a view to settling a number of questions in

which both organizations are interested. William Harris, who for twenty-eight years was an engineer on the Indianapolis division of the Panhandle, died last week at Smyrna, Ga. He retired from the road about a year ago and went to Georgia to live on a farm he had purchased. He was found dead Fifty-Three Citisens Make Affidavit in bed, dying of heart affection.

The Wabash has now arranged its train service to catch the through business at the expense of its local business, which is much the more profitable, and, as a result, at the good towns along its line in Indiana there is much complaint of the inconvenience of the new time card of its local trains.

The suit of D. Worrall against the Pennsylvania Company is on trial at Louisville. It is for \$15,000 damages for libel, and grows out of the raid on Worrall's saloon, five years ago, by raifroad detectives and the charge made against him by them of having received stolen goods, of which he was ac-

strong indorser of the standard code of rules, chief influence which seems to be arrayed against the present bill is that of the large shippers. The present system affords the opportunity for secret rebates in their favor.

J. R. Wood, general passenger agent of the Pennsylvania road, passed through the city yesterday, en route from Louisville to Chicago. He has been in the South for several days. He will stop in Chicago a few days, combining pleasure with business. Mr. Wood was for a long time connected with the Chicago, Burlington & Quincy. The Illinois Central is planning to expend

Homer Frost, essistant general freight agent of the Big Four, was in the city yesterday. He reports that the business the Big Four is doing out of Louisville is not only a surprise to the business men, but to the railway officials, who would have been been opened into Louisville such a volume of

ousiness had been attained, The attack on the scalping fraternity at Chicago has brought to light crookedness of which the passenger officials had no idea. To the credit of the Ticket Brokers' Association, it should be said that this crookedness has been found largely in the scalping offices that are not members of any organization. But the recent discoveries have contion. But the recent discoveries have convinced the general passenger agents of the Pennsylvania Company, it is annunced, in | Chicago roads that to get rid of even the scalpers who work through no association will be no easy task.

George W. Weld et al., of Boston, holders of trust mortgages against the Detroit, Lansing Northern, the Saginaw & Western and the Grand Rapids, Lansing & Detroit raffroads. The amount claimed is something over \$2,000,000 on first mortgage. This is the first step toward a radical reorganization the roads, which are owned mainly in Boston. 'The complainants' bill also asks for the appointment of a receiver.

A rallway official yesterday remarked: "We are anxious to find some plan to accommodate the traveling salesmen who act honorably with the railroad companies as to mileage books, but the interchangeable mileage system had become a curse to the railroads which adopted it because of the ease with which books were manipulated by scalpers, and because the smaller lines so easily raised money on them and were slow in making payments to the stronger lines. One of the mistakes of the traveling salesmen is in aiding the scalpers whenever op-portunity offers. I do not say that all do so, but many of them have, and a point had been reached when the roads were losing a ent a mile on much of the passenger but ness they carried. As the workings of the interchangeable mileage becomes more apparent the greater is the evidence that local business was being cut into by travel at 2 cents per mile which should have been car-

ried at 3 cents." MRS. CUSTER'S LECTURE.

An Interesting Portrayal of Life at an Army Post.

Mrs. Elizabeth Custer, wife of the late General Custer, who was killel by the Indians during the battle of the Little Big Horn July 25, 1876, was the guest of the Contemporary Club at the Propylaeum last night. Mrs. Custer, who is prominently known in social and literary life in the East, gave a delightful talk on life in the garrison twenty years ago. She is a bright, charming woman of attractive personality. She did not discuss the tragedy of her life, but talked interestingly of the frontier army as she found it, when, as a new-made bride, she went with her husband to join Adams. The engineers are John Ross and the famous Seventh Regiment. She said, at the beginning of her lecture, that she would discuss the gay, rather than the grave, and would tell her audience only of the pleasant things that make the existence

of the wife of the army officer bearable. Mrs. Custer is a very good story-teller, and throughout her lecture abounded with sparkling satire. She is devoted to the army and is fond of recounting incidents that came to her notice while with the gallant Seventh. Many years of her married life were spent with her husband in the garrison. To put it in her own language, "the army officer is the best huswhich was the reason the Chicago-St. Paul | band the good Lord ever made." He is a gallant knight, a manly man and a devoted slave to his wife, who is his queen. In fact, Mrs. Custer says, a woman reigns supreme in the garrison. The men strive to make her believe she is indispensable Mrs. Custer spoke of the hardships and fords to the frontier. But notwithstanding this life of self-denial, the women were glorious free existence for the surroundings of their petted sisters of civilization. Mrs. Custer said the officers of the garrison always looked forward with glad anticipation to the visits of the pretty girls, who annually came out to the frontier to spend a winter with friends. When a wife of a commanding officer went East to renew her acquaintance with her family, the partfail to bring a girl back with you."

ng admonition was invariably this: "Don't Mrs. Custer talked of social life at the frontier post. They had their parties and their balls, but these events lacked many of the small details that are necessary to the inhabitants of the fashionable civilized world. The only plane of which the Seventh Regiment could boast belonged to the fort where Mrs. Custer and her nusband lived. The instrument was looked upon as something that could never be replaced, and during the cold winter nights it would be blanketed like a race horse. Mrs. Custer referred to Captain King, the author of a great many army stories. She is an in-tense admirer of the army author and says his portrayals of garrison life are faithful. Captain King, she says, is the embodiment of soldierly grace and enthusiasm. He has long since retired from the army on account of disabilities incurred during a desperate fight with Indians. He was desperately wounded, and it is said that the surgeon who attended him picked twentyseven pieces of bone from his shattered arm. Mrs. Custer says that army officers never talk about their own injuries, but Captain King's wife is a true representative of her race, and she tells of her husband's wounds on all occasions. Mrs. Custer came East after her husband's death, and now

lives a retired life in New York city. German House Bowling Contest. All members of the German House took a lively interest in the bowling contest of last evening. The nine pin game was played, each participant being independent. There were fully one hundred contestants. Prizes were offered for the six men and the six women who should have the highest scores at the close of the game. The scores of those winning prizes were very close and the contest at the close was exciting. The six men winning prizes finished in the following order: Fred Zwicker, Herman Pfafflin, George Marvin, Albert Goepper, Otto L. Kipp. The game for the women was won by Mrs. George Vonnegut. The others finished with scores placing them in the following order: Mrs. Theodore Stempfel, Mrs. Julius Karmen, Mrs. Albert Goepper, Miss

Dissecting Room Cleanings. Small boys playing at the West Vermontstreet dump a few days ago discovered a number of parts of human bodies. It was immediately suspected that it was the cleanings from a dissecting room. An investiga-tion proved that last Friday the dissecting room of the Physio-Medical College was cleaned out, but the janitor denies that any parts of bodies were removed to the dump.

"Brown's Bronchial Troches" widely known as an admirable remedy for Bron-is, Hoarseness, Coughs and Throat troubles. Sold

THE PRESS COMMENTS

as to Prejudice Against the Murderer.

BASIS FOR A CHANGE OF VENUE PE-

TITION IN ROOKER CASE.

John O. Spahr, attorney for Alonzo Rooker, who was acquitted of the charge of murdering his wife, and who is to be tried for assault and battery with attempt to kill Emma Pees, filed a motion for a change of venue yesterday. Judge McCray will hear argument on the motion some time this week. Attorney Spahr deposited G. C. Waldo, general manager of the Cin-cinnati, Hamilton & Dayton, is considered a manuscript containing affidavits and news-

One of the principal affiants is attorney William Robertson, who assisted in the defense of Rooker while the latter was on trial for the murder of his wife. Attached to the affidavit of Mr. Robertson are the comments of the various city newspapers on the action of the jury which acquitted Rooker of the charge of wife murder on a large sum of money on the property in the next few months in doubling the track as far south as Calro, putting in sixty miles of additional side track on the lines south of the Ohio river, and, in addition to the im-mense elevator it is building at New Orleans, it is to build 1,600 feet of new wharves. lic opinion in this county and State, he believes it impossible for the accused to secure a fair trial in Marion county. There is also appended to the Robertson affidavit a newspaper clipping giving an extract well satisfied if in a year after the road had from a sermon delivered March 8 by Rev. Joseph A. Milburn. The pastor referred to

fifty-three citizens who say on their oaths that the prisoner should not be tried in this county on account of the prejudice of the community against him. The names of these citizens are as follows: Joseph Collins, Dan M. Woods, H. T. Hackerdorn, Foreclosure proceedings were begun in the George W. Spahr, George F. Mull, J. W. C. H. Powell, Linn D. Hay, Hervey D. Vories, John Hall, Frank W. Printz, F. S Roemler, W. W. Pringle, D. J. Lynn, W R. Hancock, Frank T. Esterbrook, C. A Maguire, John N. Navin, H. D. Bassett, I G. Castor, C. E. Thornton, B. C. Wheat, R. M. Barnes, C. L. Smith, O. W. Newman, Schuyler Haas, Albert F. Baumbauer, Charles W. Moores, R. F. Davidson, J. M. Cropsey, Elmer Marshall, H. E. Negley Harry M. Franklin, Joseph T. Elliott, jr., Charles L. Dietz, Henry H. Moats, Linton A. Cox, W. J. Riley, John M. Bailey, H. N. Spalan, Frank Fitzgerald, R. M. Coleman, Martin M. Hugg, Frederick A. Jose, Joseph B. Kealing, William H. Dye and Marion

> to fight the motion for change of venue and they may prepare some counter affidavits. They say the case will not be taken from the county if it is possible to prevent it.

> > FINED A NONUNION MAN.

Judge Cox Hears the Case of William Perkins, a Molder. William Perkins, one of the nonunion molders employed at Chandler & Taylor's shops, was found guilty yesterday morning of drawing a deadly weapon on James Scanlan, a hackman living in the vicinity of the shops, Saturday morning. Judge Cox assessed a fine of \$20 and costs. His attorneys notified the court that the case would

be appealed to the Criminal Court. Scanlan testified that he ran out of hi house after Perkins had insulted his sister and asked him what he meant, calling him "dirty dog." He said that Perkins then drew a revolver and threatened to shoot if he advanced another step. Scanlan's sister testified that as she left the house Perkins placed his thumb to his nose and made an insulting gesture. After that she returned to the house and did not see what

The defense undertook to show that Tom Scanlan, a brother of the hackman, ran out of a cigar store near by with a knife n his hand and threatened to cut Perkins Perkins himself said that he was adjust and dld not draw his revolver until the young man ran from the cigar store, when stood in such a position as to hold both men at bay. The evidence consumed the entire forenoon. No arguments were made. Judge Cox took no stock in the defendant' story that he drew the revolver to protect himself from an attack by the man with a knife in his hands. The Judge said that the testimeny of one of the defendant's own witnesses, Potts, showed that he had his revolver ready to draw.

BUSHE WOULDN'T MARRY HIM.

Arthur Mitchell Assaulted the Young Lady-His Punishment. Edward Johnson, a young colored man charged with cutting Arthur Mitchell, anbridge St. Patrick's night, was fined \$5 and costs in Police Court yesterday. Johnson Mitchell having threatened to kill him on account of a quarrel over a girl. Mitchell was fined \$5 and costs and sent to the workhouse for thirty days for attacking Johnson. Gertle Snyder, a young girl who refused to marry Mitchell, charged that he assaulted her some time ago. He was fined a like amount and given twenty days in the workhouse for the

She Ably Defended Her Husband. Annie Singleton was tried and acquitted in the Criminal Court, yesterday, of the charge of assault and battery on James Dunnigan. The case came up on an appeal from a justice of the peace court. The Dunnigans and Singletons are neighbors, living on Shelby street. June 3, 1894, Dunnigan and Mrs. Singleton's husband got into a fight in front of the latter's place of business. Mrs. Singleton, believing her husband to be in danger of bodily harm, flew to his rescue. With the dramatic utterance, "If you must strike some one, strike me," she planted herself between the two belligerents and prepared to receive the blow meant for her husband. Witnesses testified that the latter was willing to take refuge behind his wife. Dunnigan gallantly replied, "I never strike a lady," and then put himself in the charge of the policeman who had appeared on the

Her First Verdict Was for \$7,000. The suit of Mary Henderson against the C., H. & I. Railway Company is being tried for the second time in the Superior Court. The plaintiff, in 1894, was driving on State street, near the railway tracks, when her horse took fright at an engine and ran off. She was thrown from her buggy and badly injured. In the first trial of the case the jury found a verdict for the plaintiff for \$7,000, Judge Bartholomew, however, granted a new trial.

Marshal Thorp's Trial. Town Marshal Thorp, of Haughville, was before the Criminal Court, charged with assaulting a colored man on whom he was trying to serve a writ of replevin. Thorp was fined by a justice of the peace and appealed the case. Judge McCray took it under

Special Verdict in the Street-Car Case. The jury in the case of Myra Anderson against the Citizens' Street-railroad Company, tried in Room 3, Superior Court, brought in a special verdict yesterday. The plaintiff sued to recover damages for being ejected from an insane hospital car.

Court Notes. The trial of John Scroggins against the Cleaveland Fence Company is going on in Room 1, Superior Court Scroggins had his eyes injured by the bursting of a casting. He demands \$10,000.

The Indianapolis Cabinet Makers' Union vesterday filed with the county recorder a mortgage for \$10,000 to Augusta Louise Stifel, of Dayton, O. The mortgage is given on real estate owned by the company. Appointments were made in the Probate Court yesterday, as follows: George Coble, jr., administrator of the estate of Timothy McMahan, bond, \$100; Rev. Francis H. Gavisk, administrator of the estate of Catherine Rowland, bond \$2,200.

> THE COURT RECORD. Supreme Court.

17521. Lumbert vs. Woodard. Elkhart C. C. Affirmed. Hackney, C. J .- It is not essentia to the validity of a vendor's lien on persona

property that both the possession of the property and the recording of the instru-ment of assignment be exercised by the seller; and if it appears from the instru-ment that the parties intended it for a se-curity it will be considered as a mortgage, and will be prior to the lien of a mortgage on other property which becomes a part of and attached to personal property by con-

17795. Hanks vs. Mayor and Council of Goshen. Elkhart C. C. Affirmed. McCabe, J. -When there is an objection to the judg-ment of the trial court there must be a motion to modify the same before any ques-tion can be presented to this court concern-ing the action of the trial court. 17416. Shuman vs. Callis. Madison C. C. Dismissed. Monks, J.—There can be but one appeal from the same judgment and when the same is not a term time appeal all par-ties entitled to appeal must be joined as co-

17534. Stroble vs. City of New Albany. Clark C. C. Petition for rehearing. 17645. Ronyer vs. Miller. Marion S. Transferred to Appellate Court.

Appellate Court. 1943. Rosenberry vs. Fidelity & Casualty Company. DeKalb C. C. Affirmed. Reinhard, J.-Where a policy provided that the company would pay the insured, or his representatives "the amount of - dollars, principal sum and \$5 weekly indemnity against bodily injuries sustained through external, violent and accidental means, as follows: If death shall result within ninety days from such injuries, independently of all other causes, the company will pay the principal sum of this policy to - his - if surviving, etc.," the indemnity is limited to such as accrued during the lifetime of the insured, and at his death all liability for future indemnity ceased. 1937. Coal Company vs. City of Evansville. Vanderburgh S. C. Affirmed. Lotz, J.-In order to constitute a surrender by operation of law there must be some decisive act on the part of the landlord showing his intention to deprive the tenant of his estate; and a surrender by the tenant may take place by express agreement between the parties or by acts which are equivalent to an agree-

1857. Neptune vs. Paxton. Knox C. C. Reversed. Ross, J .- Where the maker of a note signs it as trustee and the payee knows that he does not sign it as his individual undertaking, but as the agent of another, and for another, it cannot be enforced against the agent, especially where the payee is the principal for whom he signs. 1985. Shroyer vs. Simons. Huntington C. C. Affirmed. Davis, J.-In an action for damages on an appeal bond, said bond being defective in not stating all the parties in whose interest it was executed such defect will be cured by the proper averments in the complaint following Section 1235, R. S., 1971. Shaefer vs. Nelson. Wabash C. C. Notice ordered and issued. Superior Court.

Room 1-John L. McMaster, Judge. pany; damages. On trial by jury. Room 2-Lawson M. Harvey, Judge. W. C. Compton vs. M. A. Willitts & Co.; account. Finding for defendants. Judgment against plaintiff for costs.

George R. Snyder vs. Clarinda Snyder; replevin. Finding for defendant. Judgment against plaintff for costs. Room 3-Pliny W. Bartholomew, Judge. Paul M. Henniger vs. Joseph Henniger; di-vorce. Decree granted plaintiff. New Merrill Saving and Loan Association vs. William Luft et al.; foreclosure. Dismissed as to Catlin; finding and judgment for plaintiff for \$1.165.84. Duncan R. McNaught vs. Lawrence T Wheeler; replevin. Finding that plaintiff is entitled to possession of property.

Myra Anderson vs. City Street-railroad

Mary Henderson vs. C., H. & D. R. R. Co.; damages. On trial by jury. Circuit Court.

company; damages. Jury returned special

verdict and answers to interrogatories.

Edgar A. Brown, Judge. City vs. Enis Champ. Dismissed and City vs. Fred Weghorst. Trial by court; finding of not guilty. City vs. Frederick Laxen. Trial by court; inding of not guilty. City vs. John Abrams. Dismissed and Boyd Ralston vs. Lizzie Mahoney; on com-mission. On trial by court.

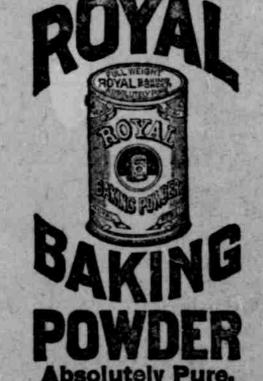
New Suits Filed. Berkshire Life Insurance Company vs. Car-oline L. Leonard et al.; suit to foreclose mortgage. Circuit Court. Horace E. Smith, trustee, vs. Newton E Van Horn et al.; suit to foreclose mortgage, Superior Court, Room 1. State Bank of Indiana vs. Henry J. Brown; suit on note. Superior Court, Room 3. Conrad Draut et al. vs. Timothy O'Riley e al.; mechanic's lien. Superior Court, Room 2 Joseph H. Todd vs. Thomas J. Crawford et al.; suit to foreclose mortgage. Superior Indiana Bond Company vs. Hannah M. Furnas et al.; street lien. Circuit Court.

Prof. Bahr's Pupils' Recital. The Central Christian Church was

crowded to overflowing last evening on the occasion of the annual concert of Mr. Paul Bahr's pupils. The programme, which was a long one, began at 8 o'clock and moved smoothly from beginning to end. The platform was arranged with two grand pianos, which were used for the quartets. This work requires excellent time and perfect reading and each of the sets of four pupils played the selections well. The first was the opening number, "Torchlight Maren," by Scotson Clark, by Misses Bessie Trout, Lulu Matthews, Jessie Stake and Mr. Charles Lizius. The second was "Grand Polonaise," Graben-Hoffman, by Misses Grace Riebel, Amy Spratt, Nell Sommer-ville and Edna Burton; "Overture Montechie-Capuleti," Bellini, by Misses Oilie Pursell, Lulu Berger, Mary Porter and Minnie Shaefer; "Minuet, Op. 66," Jadassohn, by Misses Minnie Clark, Minnie Buehler, Ada Uhi and Flora Averill, and "Chant du Bivouac, Op. 139," Ketterer by Misses Lulu Berger, Lillian Despo, Bertha Berger and Hallie Stutson. Mr. Bahr was assisted by the Schumann male quartet, which scored a great success. Mrs. Katherine Matzke was heard in two solos, "Love in Spring-time," by Arditti, and "Two Marionettes," by Edith Cook. Miss Anna Sickels, violinist, played exceptionally well "The Butterfly," by E. Koehler, and "Concerto No. 7, Allegro," by DeBeriot. The solos by pupils all exhibited proficiency and were given by Mrs. Omer A. Robertson, who played a composition by Prof. Bahr, which is dedicated to her: Miss Wellie Geeting, Miss Edna Bair, Miss Josie Hawes and Miss Gertie Selig. The programme was otherwise varied with four duos, "Rondo in E Flat," Gurlitt, played by Misses Fannie Martin and Daisy Porter; "Valse Impromptu," by Wilson Smith, played by Misses Minnie Clark and Ada Uhl; "Italian Theme," Anton Fanna, rendered by Miss Minnie Diener and Mrs. Elmer Pursell, and Raff's "Valse" by Misses Minnie Bueh ler and Edna Bair. The concert was completed by an organ solo, "Variations on Home, Sweet Hime," by Mr. Bahr.

An Insane Man Attacks a Clerk. C. S. Culbertson, an insane patient, who s under treatment at Browning's sanitarium, attacked Charles Gebhard, a clerk at Paul Krauss's store, yesterday afternoon, and but for the interference of some of the other clerks, would have done him serious injury. Culbertson, under the escort of an attendant, has been in the habit of going to Krauss's store for his laundry packages. Yesterday the attendant left him at the door of the store. Culbertson asked for his package and received it. After paying the charges he sprang upon Gebhard. Patrolman Moore was about to place Culbertson under arrest, when the attendant appeared and took charge of him.

Ex-President Harrison Pleased. I have only had an opportunity to give asty examination to the American Encyclopaedic Dictionary, but I am pleased with it. t is a valuable reference book. BENJ. HARRISON. March 24, 1896.



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